

HOUSE No. 1396

By Mr. Miceli of Wilmington, petition of James R. Miceli relative to the pollution of water by certain toxic chemicals. Environment, Natural Resources and Agriculture.

The Commonwealth of Massachusetts

In the Year Two Thousand and Five.

AN ACT RELATIVE TO THE POLLUTION OF WATER BY CERTAIN TOXIC CHEMICALS.

Be it enacted by the Senate and House of Representatives in General Court assembled, and by the authority of the same, as follows:

1 Chapter 40 of the General Laws is hereby amended by inserting
2 after section 39G the following section:—
3 Section 39G½. Whoever willfully or wantonly uses perchlorate
4 in any process that involves dumping into a water source that is
5 eventually used to furnish potable water to a community, corrupts,
6 pollutes or diverts any of the waters taken or held under said
7 section 39A to 39E, inclusive, or injures any structure, work or
8 other property owned, held or used by a town under the authority
9 and for the purposes of said sections, shall forfeit and pay to said
10 town 3 times the amount of damages assessed therefore, to be
11 recovered in an action of tort; and upon conviction of any one of
12 the above willful or wanton acts shall be punished by a fine of not
13 more than \$300 or by imprisonment for not more than 1 year, or
14 both.